

AMENDED

Serial No. **49267**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **AUG 14 1985**  
Returned to applicant for correction **SEP 09 1985**  
Corrected application filed **NOV 06 1985** Map filed **NOV 06 1985** under 49266

The applicant **Ted C. Frame & Doyle F. Child**  
**Half Circle Ranch** of **Crescent Valley**  
Street and No. or P.O. Box No. City or Town  
**Nevada 89821** hereby make application for permission to change the  
State and Zip Code No.

point of diversion of a portion  
Point of diversion, manner of use, and/or place of use  
of water heretofore appropriated under **Permit No. 30784 (Certificate 9471)**  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
Identify right in Decree.)

1. The source of water is **Underground**  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **2.5 cfs**  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **Irrigation**  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **Irrigation**  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 7, T.28 N., R.49 E., MDM, at a**  
Describe as being within a 40-acre subdivision of public survey and by course and  
**point from which the SE corner of said Section 7 bears S 45° 00' E 12800 feet**  
distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 7, T 28 N, R 49 E,**  
If point of diversion is not changed, do not answer.  
**MDM, at a point from which the SW corner of said Section 7 bears S 41° 25' W**  
**1830 feet**
7. Proposed place of use **SAME AS EXISTING**  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use **S $\frac{1}{2}$  Section 7, T 28 N, R 49 E, MDM, totaling 310.0 acres**  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from **January 1** to **December 31** of each year.  
Month and Day Month and Day
10. Use was permitted from **January 1** to **December 31** of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) **drilled and cased well equipped with motor**  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
**pump, pipeline and irrigation system**  
pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$50,000.00**
13. Estimated time required to construct works **2 years**

14. Estimated time required to complete the application of water to beneficial use. 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all correspondence to undersigned agent.

By s/ Michael Buschelman  
Michael Buschelman  
421 Court  
Elko, Nevada 89801

Compared js/se js/bc

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 30784, Certificate 9471 is issued subject to the terms and conditions imposed in said Permit 30784, Certificate 9471 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 49267 and 30784, Certificate 9471 shall not exceed 1240 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 2.5 cubic feet per second, but not to exceed 620.0 acre-feet annually, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before April 21, 1987

Proof of completion of work shall be filed before May 21, 1987

Application of water to beneficial use shall be made on or before April 21, 1988

Proof of the application of water to beneficial use shall be filed on or before May 21, 1988

Map in support of proof of beneficial use shall be filed on or before May 21, 1988

Completion of work filed IN TESTIMONY WHEREOF, I, PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed my office, this 21st day of April

Cultural map filed A.D. 1986

Certificate No. Issued  
2407 (Rev. 6-81)

Peter G. Morros  
State Engineer

JUN 06 1989

WITHDRAWN BY APPLICANT

STATE ENGINEER